

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF NELSON VALLEY WATER)	
ASSOCIATION, INC. FOR A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY TO)	CASE NO. 94-012
CONSTRUCT, FINANCE AND INCREASE RATES)	
PURSUANT TO KRS 278.023)	

O R D E R

On January 7, 1994, Nelson Valley Water Association, Inc. ("Nelson Water") filed an application for a Certificate of Public Convenience and Necessity to construct a \$1,636,000 waterworks improvement project, for approval of its plan of financing for this project, and for adjustments to its water service rates. This project will provide service to 363 additional customers. Project funding includes a \$770,000 loan from the Farmers Home Administration ("FmHA"), a \$425,000 grant from FmHA, a \$300,000 grant from the Appalachian Regional Commission, and \$141,000 from applicants for service in the proposed project area. The loan will be for a 40-year period at an interest rate of 5 percent per annum.

Nelson Water's application was made pursuant to KRS 278.023, which requires the Commission to accept agreements between water associations and FmHA and to issue the necessary orders to implement the terms of such agreements within 30 days of satisfactory completion of the minimum filing requirements. Given that minimum filing requirements were met in this case on January 7, 1994, KRS

278.023 does not grant the Commission any discretionary authority to modify or reject any portion of this agreement.

IT IS THEREFORE ORDERED that:

1. Nelson Water is hereby granted a Certificate of Public Convenience and Necessity for the proposed construction project.

2. Nelson Water's proposed plan of financing with FmHA is accepted.

3. Nelson Water shall file a copy of the "as-built" drawings and a certified statement that the construction has been satisfactorily completed in accordance with the contract plans and specifications within 60 days of the substantial completion of the construction certificated herein.

4. The rates set out in Appendix A, which is attached hereto and incorporated herein, are the rates approved for service rendered on and after the date of this Order.

5. Nelson Water shall submit its revised tariff setting out the rates in Appendix A within 30 days of the date of this Order.

6. Nelson Water shall monitor the adequacies of the expanded water distribution system after construction. If the level of service is inadequate or declining or the pressure to any customer falls outside the requirements of 807 KAR 5:066, Section 5(1), Nelson Water shall take immediate action to bring the system into compliance with Commission regulations.

Nothing contained herein shall be deemed a warranty of the Commonwealth of Kentucky, or any agency thereof, of the financing herein accepted.

Done at Frankfort, Kentucky, this 25th day of January, 1994.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 94-012 DATED JANUARY 25, 1994

The following rates and charges are prescribed for the customers in the area served by Nelson Valley Water Association, Inc. All other rates and charges not specifically mentioned herein shall remain the same as those in effect under authority of this Commission prior to the effective date of this Order.

First 2,000 Gallons	\$10.00 Minimum Bill
Above 2,000 Gallons	4.00 per 1,000 Gallons